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UTILITY PATENT APPLICATION TRANSMITTAL

(Large Entity)

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Docket No.
14531.77

Total Pages in this Submission

TO THE ASSISTANT COMMISSIONER FOR PATENTSBox Patent Application
Washington, D.C. 20231

Transmitted herewith for filing under 35 U.S.C. 111(a) and 37 C.F.R. 1.53(b) is a new utility patent application for an invention entitled:

RESOLVING RECORDING CONFLICTS BETWEEN COINCIDING PROGRAMMING

and invented by:

Peter Potrebic
Wei Huang**If a CONTINUATION APPLICATION, check appropriate box and supply the requisite information:** Continuation Divisional Continuation-in-part (CIP) of prior application No.: _____

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Enclosed are:

Application Elements

1. Filing fee as calculated and transmitted as described below

2. Specification having 48 pages and including the following:
 - a. Descriptive Title of the Invention
 - b. Cross References to Related Applications (*if applicable*)
 - c. Statement Regarding Federally-sponsored Research/Development (*if applicable*)
 - d. Reference to Microfiche Appendix (*if applicable*)
 - e. Background of the Invention
 - f. Brief Summary of the Invention
 - g. Brief Description of the Drawings (*if drawings filed*)
 - h. Detailed Description
 - i. Claim(s) as Classified Below
 - j. Abstract of the Disclosure



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Application Elements (Continued)

3. Drawing(s) *(when necessary as prescribed by 35 USC 113)*
 - a. Formal Number of Sheets 8
 - b. Informal Number of Sheets _____
4. Oath or Declaration
 - a. Newly executed *(original or copy)* Unexecuted
 - b. Copy from a prior application (37 CFR 1.63(d)) *(for continuation/divisional application only)*
 - c. With Power of Attorney Without Power of Attorney
 - d. **DELETION OF INVENTOR(S)**
Signed statement attached deleting inventor(s) named in the prior application, see 37 C.F.R. 1.63(d)(2) and 1.33(b).
5. Incorporation By Reference *(usable if Box 4b is checked)*
The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
6. Computer Program in Microfiche *(Appendix)*
7. Nucleotide and/or Amino Acid Sequence Submission *(if applicable, all must be included)*
 - a. Paper Copy
 - b. Computer Readable Copy *(identical to computer copy)*
 - c. Statement Verifying Identical Paper and Computer Readable Copy

Accompanying Application Parts

8. Assignment Papers *(cover sheet & document(s))*
9. 37 CFR 3.73(B) Statement *(when there is an assignee)*
10. English Translation Document *(if applicable)*
11. Information Disclosure Statement/PTO-1449 Copies of IDS Citations
12. Preliminary Amendment
13. Acknowledgment postcard
14. Certificate of Mailing
 First Class Express Mail *(Specify Label No.):* EL601377894US

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Accompanying Application Parts (Continued)

15. Certified Copy of Priority Document(s) *(if foreign priority is claimed)*

16. Additional Enclosures *(please identify below):*

Correspondence Instructions

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CLAIMS AS FILED

For	#Filed	#Allowed	#Extra	Rate	Fee
Total Claims	33	- 20 =	13	x \$18.00	\$234.00
Indep. Claims	5	- 3 =	2	x \$78.00	\$156.00
Multiple Dependent Claims (check if applicable)					\$0.00
				BASIC FEE	\$690.00
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R. Burns Israelsen
Signature

R Burns Israelsen, Reg. No. 42,685

Dated: August 30, 2000



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Invention:

RESOLVING RECORDING CONFLICTS BETWEEN COINCIDING PROGRAMMINGJC905 U.S. PTO
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Transmitted: Utility Patent Application Transmittal (3 pages)
Patent Application (48 pages)
Drawings (8 sheets)
Credit Card Payment Form (1 page)
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**022913**

PATENT TRADEMARK OFFICE

UNITED STATES PATENT APPLICATION

of

PETER POTREBIC

WEI HUANG

for

RESOLVING RECORDING CONFLICTS

BETWEEN COINCIDING PROGRAMMING

BACKGROUND OF THE INVENTION

1. The Field of the Invention

The present invention relates to recording television programs in connection with an electronic program guide. More specifically, the present invention relates to resolving conflicts between conflicting television programs when the capabilities of the recording system are not sufficient to record all requested programs simultaneously.

2. The Prior State of the Art

For years, home entertainment systems have allowed viewers to record television programs for later viewing. The earliest systems for recording television programs in a viewer's home were video cassette recorders (VCRs) that recorded the audio/video signal received at the viewer's home on a video cassette having a magnetic tape recording medium. In order to record program, the viewer tuned to the appropriate channel, waited for the program to start, and activated the VCR such that the program was recorded on the recording medium. This practice enabled viewers to time shift programs and to watch them at a later time.

Video cassette recorders were soon equipped with programmable systems, which, in response to user input, automatically initiated the recording process to record a program received in the home at a time when the VCR was unattended. Such programmable capabilities enabled viewers to record programming during sleeping hours, while the viewers were away from the home, or at other times when it was not convenient to manually activate the recording process.

During recent years, other recording media in addition to magnetic tape have become available. For instance, it is now common for television programs to be recorded

1 on hard disks in set top boxes associated with televisions. Although different media are
2 now available, the basic concept of recording television programs for later viewing has not
3 significantly changed. Another recent development is the electronic program guide (EPG),
4 which graphically displays television program listings on television screens. Figure 1
5 illustrates a graphical user interface associated with an electronic program guide 10.
6 Although there are various EPGs being used today, EPG 10 is a representative example
7 that displays programs in a grid format, in which programs broadcasted on multiple
8 channels in various time slots can be seen and understood at a glance. EPG 10 includes a
9 time index 12 arrayed along one of the row of the EPG 10 and a channel index 14 arrayed
10 along one of the columns of the EPG. In this example, time slots ranging from 5:00 until
11 7:30 are displayed in time slot index 12, while channel index 14 includes Channels 26-30.
12 In a typical EPG, the viewer can scroll along both axes to learn of television programs
13 being broadcasted at different times and on different channels. By glancing at EPG 10, the
14 viewer can learn, for instance, that the program Grizzly Adams 20 is broadcast on channel
15 27 in the time slot extending from 5:30 to 6:30.

16 While EPGs can assist the viewer in identifying when programs are being
17 broadcast, they have also been used to streamline the process of programming recording
18 systems. For instance, a viewer may wish to record the program Friends 16 on Channel 26
19 at 6:00 upon looking at EPG 10. Depending on the user interface associated with the set
20 top box that includes EPG 10, the viewer may need to the manually program the VCR or
21 another recording system, or use specific features of the user interface of the set top box to
22 program the recording system. In conventional systems that include programming features
23 in the user interface, the viewer may simply be required to select the box or region of EPG
24 associated with the program Friends 16, to indicate that Friends is to be recorded.

1 Alternatively, the viewer may be required to go to a different user interface page or display
2 to cause the recording system to be programmed appropriately. Many viewers have
3 encountered a situation in which they attempt to program the recording system to record
4 one television program that coincides with the broadcast of another program that
5 previously has been selected for recording. For instance, the viewer may have selected the
6 program Friends 16 to be recorded at 6:00 and the program Taxi 18 to be recorded at 7:00.
7 Conventional recording systems can handle this type of request because program 16 and
8 program 18 do not coincide or overlap. If however, the viewer were to later select Grizzly
9 Adams 20 to be recorded, a conflict would be created between program 20 and program
10 16, since at least part of both programs are broadcasted in the 6:00 time slot.

11 Some conventional recording systems prohibit the selection of program 20 for
12 recording when program 16 has previously been selected. Accordingly, if the viewer were
13 to attempt to program the recording system to record program 20, the viewer would first
14 have to manually deselect program 16 and then reselect program 20. Other conventional
15 systems allow program 20 to be selected, without indicating that there is a conflict
16 resulting in the viewer falsely believing that program 20 will be recorded. Each of the
17 foregoing conventional approaches to managing conflicts between coinciding programs
18 has limitations and distracts from the viewer experience. For instance, prohibiting the
19 select of a later program based on a conflict with a previously selected program can cause
20 viewers to have to go through the trouble of manually deselecting the previous program, if
21 desired. In contrast, those conventional systems that enable selection of a conflicting
22 program can mislead viewers into expecting that the most recently selected program will
23 be recorded when, in fact, it will not be recorded.

24

SUMMARY OF THE INVENTION

The present invention relates to recording systems that enable viewers to select conflicting programming for recording and that determine which of the conflicting programs are to be recorded based on priority rules and any subsequent change in the programming schedule after the programs have been selected. The recording system accepts input from the viewer regarding which programs are to be selected using any available user interface, such as a grid electronic programming guide.

If the viewer selects for recording a program that conflicts with another program that has previously been selected for recording, the recording system accepts the selection and indicates to the viewer that the selected program will not be recorded due to the conflict. Rather than prohibiting the selection of conflicting programs, the recording system accepts the selection of the conflicting program based on the possibility that one of several events could enable the conflicting program to be recorded. Examples of such events include the addition of another tuner to the recording system, deselection of the previously selected program, cancellation of the previously selected program from the programming schedule, etc. In response to such events, the recording system automatically reconsiders which programs can be recorded and schedules the previously-conflicted programs for recording, if possible.

For example, a viewer could select for recording “Program A,” which is scheduled to be broadcast at 6:00 p.m. on a particular day. Later, the viewer could select “Program B”, which is also scheduled to be broadcast at 6:00 p.m. on the same day. In contrast to conventional recording systems, which prohibit the selection of the conflicting program or require the viewer to manually deselect Program A prior to selecting Program B, the recording system of the invention allows the viewer to select both, while communicating to

1 the viewer that only Program A will be recorded in the absence of further events. If
2 Program A is later canceled from the programming schedule, the recording system
3 automatically determines that it is to record Program B in its place.

4 The recording systems of the invention can respond to other conflicts in ways that
5 optimize the recording schedule. For example, if the viewer selects a repeating program
6 (e.g., one that is broadcast daily) and then selects a conflicting program that is only
7 broadcast once, the recording system is able to override the selection of the repeating
8 program only on the day when it coincides with the conflicting program. As a result, the
9 later-selected program is recorded on the day when it is broadcast and the repeating
10 program is recorded on a daily basis except for the day on which it coincides with the
11 conflicting program. This approach for resolving conflicts with repeating programs is a
12 significant improvement compared to the method used by prior art recording systems,
13 which would require the repeating program to be entirely removed from the recording
14 schedule in this situation.

15 The recording systems can also determine whether the episode of one of two or
16 more conflicting programs is scheduled to be broadcast repeatedly during a period of time,
17 such as a day or a week. If the viewer selects for recording a program and episode that is
18 to be broadcast at another time in addition to the selected time, the recording system can
19 resolve conflicts by scheduling the alternate showing of the episode for recording, thereby
20 freeing the original time slot for the recording of the conflicting program.

21 The recording systems of the invention are adapted for responding to viewer
22 recording selections in ways that resolve conflicts or preserve the possibility of resolving
23 the conflict at a later time. In contrast to conventional recording systems, the recording
24 systems of the invention assist the viewer in recording all programs that are desired in

1 ways that remove from the viewer the burden of fully understanding and reviewing the
2 data contained in the EPG. While not all conflicting programs can be recorded, the
3 recording systems disclosed herein attempt to comply with viewer recording selections as
4 fully as possible.

5 Additional features and advantages of the invention will be set forth in the
6 description which follows, and in part will be obvious from the description, or may be
7 learned by the practice of the invention. The features and advantages of the invention may
8 be realized and obtained by means of the instruments and combinations particularly
9 pointed out in the appended claims. These and other features of the present invention will
10 become more fully apparent from the following description and appended claims, or may
11 be learned by the practice of the invention as set forth hereinafter.

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BRIEF DESCRIPTION OF THE DRAWINGS

In order that the manner in which the above-recited and other advantages and features of the invention are obtained, a more particular description of the invention briefly described above will be rendered by reference to specific embodiments thereof which are illustrated in the appended drawings. Understanding that these drawings depict only typical embodiments of the invention and are not therefore to be considered to be limiting of its scope, the invention will be described and explained with additional specificity and detail through the use of the accompanying drawings in which:

Figure 1 illustrates an example of an electronic program guide that can assist viewers in selecting programs to be recorded using conventional techniques.

Figure 2 depicts an exemplary set top box that provides a suitable operating environment for the present invention.

Figure 3A illustrates an EPG having been used to select programs for recording according to invention, including the selection of conflicting programs.

Figures 3B and 3C show different versions of a portion of a user interface that illustrates the conflicting nature of the selected programs.

Figures 4A illustrates the selection of a single instance program that conflicts with a repeating program.

Figure 4B illustrates an EPG showing the recording system being programmed to record the repeating program of Figure 4A on another day of the week.

Figure 5 depicts the selection of an alternate showing of the same episode of a program that conflicts with a previously selected program.

Figure 6A illustrates the selection of a program that is to be optionally recorded according to one embodiment of the invention.

Figure 6B illustrates an optional program being overridden by a later selected program.

Figure 7A illustrates an EPG showing selection of multiple programs for recording in a one tuner environment, where several of the selected programs conflict with other programs.

Figure 7B depicts the EPG of Figure 7A in two tuner environment.

Figures 7C through 7E illustrate the manner in which conflicting programs are selected for recording when prior selected programs are preempted or deselected according to various embodiments on the invention.

Figure 8A illustrates a conflict with a program that may have a variable duration.

Figure 8B illustrates the manner in which the conflict between selected programs can be resolved if the variable duration program varies from the expected duration according to one embodiment of the invention.

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DETAILED DESCRIPTION OF THE INVENTION

2 The present invention relates to managing conflicts between coinciding programs
3 that have been selected for recording in a recording system. Rather than prohibiting the
4 selection of conflicting programs or, alternatively, allowing the selection of conflicting
5 programs while giving the viewer the false impression that both programs will be recorded,
6 the present invention enables viewers to select any number of conflicting programs and
7 selects the appropriate programs for recording based on defined priority rules. The
8 conflicting status of the programs is communicated to the viewer so that there is no
9 misunderstanding on the part of the viewer regarding which programs are to be recorded.
10 As programs are preempted, as the viewer deselect programs for recording, as the number
11 of tuners in the system changes, and as other events occur, the determination regarding the
12 presence of conflicts is reevaluated and conflicts can be resolved according to various
13 embodiments of the present invention.

14 As used herein, the term “coinciding” refers to the broadcast times of two or more
15 programs, each having at least a portion that overlaps with the other broadcast time.
16 “Coinciding” can also refer to the programs having the at least partially overlapping
17 broadcast times. Referring to Figure 1, the programs Square Pegs and Sports News are
18 entirely coinciding, because both begin at 7:30 and end at 8:00. The programs Citizen
19 Kane and Nature are partially coinciding because the time slots for the two programs are
20 not identical but share common times.

21 As used herein, the term "program" includes television or other audio/visual
22 content and also extends to the signal that carries the content. When expressed in an EPG,
23 programs typically have a definite, or at least an expected, starting time and ending time.

1 As used herein, the terms “junior” and “senior” refer to the relative order in which
2 user input is received for the programming recording system to record the programs. For
3 example, referring to Figure 1, if a viewer were to select program Grizzly Adams for
4 recording, then select the program Citizen Kane for recording, and finally select the
5 program Nova for recording, Grizzly Adams would be a senior program with respect to
6 Citizen Kane and Nova, Citizen Kane would be a junior program with respect to Grizzly
7 Adams and a senior program with respect to Nova, and the program Nova would be a
8 junior program with respect to Grizzly Adams and Citizen Kane.

9 As used herein, the term “recording system” to refers to any apparatus or system
10 that includes an apparatus for recording programs. Systems that include VCRs, digital
11 video recorders (DVRs), any recording apparatus embodied in a set top box, in a television
12 set, or in anther electronics component, a personal computer having recording capabilities,
13 or any other recording apparatus using any type of recording medium represent examples
14 of recording systems.

15 The invention is described and claimed herein in the context of viewers and users
16 interacting with recording systems. The terms “viewer” and “user” are generally
17 interchangeable. Moreover, the recitation of steps of acts performed by a user or in
18 conjunction with user activity are applicable to actions performed by any one or more users
19 or viewers. There is no requirement that successive steps or acts relating to a user recited
20 in the accompanying claims need to be performed by the same individual.

21 Embodiments within the scope of the present invention also include computer-
22 readable media for carrying or having computer-executable instructions or data structures
23 stored thereon. Such computer-readable media can be any available media which can be
24 accessed by a general purpose or special purpose computer. Recording systems and set top

1 boxes represent examples of special purpose computers. By way of example, and not
2 limitation, computer-readable media can comprise RAM, ROM, EEPROM, CD-ROM or
3 other optical disk storage, magnetic disk storage or other magnetic storage devices, or any
4 other medium which can be used to carry or store desired program code means in the form
5 of computer-executable instructions or data structures and which can be accessed by a
6 general purpose or special purpose computer. When information is transferred or provided
7 over a network or another communications connection (either hardwired, wireless, or a
8 combination of hardwired or wireless) to a computer, the computer properly views the
9 connection as a computer-readable medium. Thus, any such a connection is properly
10 termed a computer-readable medium. Combinations of the above should also be included
11 within the scope of computer-readable media. Computer-executable instructions comprise,
12 for example, instructions and data which cause a general purpose computer, special
13 purpose computer, or special purpose processing device to perform a certain function or
14 group of functions.

15 Although not required, the invention can be described in the general context of
16 computer-executable instructions, such as program modules, being executed by computers
17 such as recording systems and at top boxes. Generally, program modules include routines,
18 programs, objects, components, data structures, etc. that perform particular tasks or
19 implement particular abstract data types. Computer-executable instructions, associated
20 data structures, and program modules represent examples of the program code means for
21 executing steps of the methods disclosed herein. The particular sequence of such
22 executable instructions or associated data structures represent examples of corresponding
23 acts for implementing the functions described in such steps.

24

1 Those skilled in the art will appreciate that the invention may be practiced in
2 network computing environments with many types of computer system configurations,
3 including personal computers, hand-held devices, multi-processor systems,
4 microprocessor-based or programmable consumer electronics, network PCs,
5 minicomputers, mainframe computers, and the like. The invention may also be practiced
6 in distributed computing environments where tasks are performed by local and remote
7 processing devices that are linked (either by hardwired links, wireless links, or by a
8 combination of hardwired or wireless links) through a communications network. In a
9 distributed computing environment, program modules may be located in both local and
10 remote memory storage devices.

11 Figure 2 illustrates exemplary set top box in which the invention can be
12 implemented. Set top box 31 includes components that represent one example of a
13 recording system. Set top box 31 includes a tuner 32, a demodulator 34, and a
14 demultiplexor 36 for receiving a digital television signal 38 and tuning the signal,
15 demodulating the signal, and demultiplexing the signal such that a signal including a
16 particular channel with particular content can be transmitted to display devise 40 and/or
17 recording medium 42. Set top box 31 includes only one tuner, with the result that only one
18 channel can be viewed and/or recorded at any one time. Other set top boxes can have
19 multiple tuners such that multiple channels can be viewed and/or recorded at any given
20 time. Moreover, the components for processing television signal 38 in set top box 31 are
21 adapted to digital television signals, and other set top boxes can have corresponding tuners
22 adapted to for analog television signals.

23 Set top box 31 of Figure 2 is an electronic component that is separate from display
24 device 40, which may be a television set. Examples of set top boxes 31 include boxes

1 associated with satellite receivers, cable boxes, internet terminals having television
2 viewing capabilities and the like. In other embodiments, set top box 31 is incorporated
3 with display device 40 to form an integral unit that includes the program recording
4 capabilities disclosed herein in combination with a television set. As noted previously,
5 recording systems for use with invention can be incorporated in set top boxes, DVRs,
6 personal computers, and other electronic devices.

7 Set top box 31 receives electronic program guide data 44 from any available
8 source. The data is stored in electronic program guide 46, where it is made available to
9 other components of set top box 31 to assist the viewer in selecting programs for
10 recording. The user interface that assist viewers in identifying programs and selecting
11 them for recording is generated by TV planner 48 in combination with EPG 46. TV
12 planner 48, which can be implemented in hardware or software, can generate any desired
13 user interface, examples of which are illustrated in the various accompanying figures.
14 While many of the accompanying figures illustrate an EPG and a recording selection
15 interface having a grid format, the basic features of resolving recording conflicts are not
16 limited to any particular interface. TV planner 48 represents the module set of top box 31
17 that applies the priority rules disclosed herein to coinciding programs to select those that
18 will be recorded, those that will not be recorded, and to communicate the status of these
19 selected programs to the viewer.

20 The viewer can interface with set top box 31 and provide user input by means of
21 remote control 50, which transmits electromagnetic signals, such as IR or radio frequency
22 signals, to an IR sensor 52. Signals are communicated to TV planner 48, which applies
23 them to the EPG data stored in EPG 46 to enable to viewer to program the recording
24 system.

1

2 **Priority Rules and Conflicts**

3 Figure 3A represent a user interface that may be displayed to a viewer to assist the
4 viewer in making the program selections for recording, and further illustrates certain
5 programs that have been selected by a viewer. Prior to proceeding with the discussion of
6 how conflicts can be resolved according to the invention, the nature of repeating programs
7 that appear in EPG 60 will first be discussed. In general, a program that appears in an
8 EPG can be repeating or non-repeating. While repeating programs can repeat at various
9 frequencies, three typical types of repeating programs include daily programs, weekly
10 programs, and Monday through Friday (M-F) programs. A daily program is one that is
11 broadcast at a particular time each day of the week, typically for multiple weeks. A
12 weekly program is one that is shown on one day of the week on a weekly basis. A "M-F"
13 repeating program is one that is shown at a particular time only on weekdays, Monday
14 through Friday, of successive weeks. Of course, some programs can repeat at other
15 frequencies. However, for purposes of disclosing the operation of the invention, other
16 frequencies will generally be disregarded herein, since, the principles disclosed herein can
17 apply to repeating programs having any pattern or frequency. An example of a non-
18 repeating program is one that is shown only once or is shown at an irregular or non-
19 predictable frequency.

20 Television programs have other properties that are relevant various to features of
21 the invention. For instance, some programs have different episodes, whereas other
22 programs are identical each time they are shown. A sitcom is an example of a program
23 that has episodes, as are the programs broadcast on Channel 26 as shown in EPG 60 of the
24 Figure 3A. A program that has episodes is one that can be different when it is shown at

1 different times in its repetitive cycle. For purposes of this document, regularly scheduled
2 or repeating news programs, talk shows, and the like, are considered to be episodal.

3 Programs that do not have episodes include those that have only a single showing
4 or those that are identical each time they are shown. For instance, the movie Citizen Kane
5 broadcast on Channel 28 of Figure 3A is an example of a program that does not have
6 episodes. In other words, each time Citizen Kane is broadcast it is identical to other
7 showings of Citizen Kane. Some programs that are generally episodal in nature can have
8 some non-episodal features. For instance, the single episode of a program can be repeated
9 at a different time of the day, week, or other period of time. One example of the foregoing
10 type of program is shown in Figure 3A on Channel 29, where a single episode of Nova is
11 shown at 5:00 and is repeated at 7:00. As used herein, the term “showing” refers to single
12 instance of a program being broadcasted on a particular channel. In the example of Figure
13 3A, a first showing of an episode of Nova occurs at 5:00 on Channel 29 and a second
14 showing of an episode of Nova occurs at 7:00 on Channel 29.

15 Many of the accompanying drawings are described in the context of specific
16 examples of programs being selected for recording by a viewer in a specified order. These
17 examples are presented to describe how the various embodiments of the invention respond
18 to various types of conflicts. From these examples and the accompanying description,
19 general principles of the invention can be understood, and these principles can be applied
20 to other similar conflicts to resolve the conflicts in useful ways that enhance the viewer’s
21 experience. The figures are described in the context of a one tuner environment, in which
22 only a single channel can be viewed and/or recorded at any particular time, unless
23 otherwise noted. However, the general principles of the invention are applicable to
24

1 multiple tuner environments as described herein and as will be understood by those skilled
2 in the art upon learning of this document.

3 According to one embodiment of the invention, conflicts between selected
4 programs are resolved according to basic default rules:

5 Rule 1: The most senior program is programmed for recording.

6 Rule 2: A junior program that does not coincide with any senior program is
7 programmed for recording.

8 Rule 3: A junior program that does coincide with one or more senior
9 programs is not programmed to be recorded if any of the coinciding
10 senior programs have themselves been programmed for recording.

11 Rule 4: A junior program that coincides with one or more senior programs is
12 programmed for recording if all of the coinciding senior programs
13 are not programmed for recording.

14 The foregoing rules are expressed in terms of a single-tuner environment.
15 However, these rules can be adapted to multiple-tuner environments by presuming that a
16 conflict between programs occurs only when the number of coinciding programs exceeds
17 the number of available tuners.

18 In reference to Figure 3A, a viewer selects a series of programs for recording in the
19 order shown in Table 1. It is noted that the programs listed in Table 1 and in the other
20 tables of this document are listed in the order in which the viewer has selected them for
21 recording. In other words, a program listed at the top of the table is one that has been
22 selected first by a viewer for recording.

23
24

1	Table 1
2	FRASIER
3	FRIENDS
4	CITIZEN KANE
5	TAXI
6	FATHER MURPHY

As shown in Figure 3A, program Frasier (Ch.2, 6:30) 64 does not conflict with any other program when it is selected for recording. Accordingly, the region of EPG 60 associated with Frasier 64 is modified in some way to indicate that it has been selected for recording and that this program has priority over other programs meaning that the program will be recorded. In this example, program 64 is marked with an icon having two dots signaling that it will be recorded. It is noted that any of a wide variety of user interfaces and techniques for modifying the user interfaces in response to a selection for recording can be used. Moreover, the conflict resolution features of the invention can be practiced with or without a graphical user interface. In this example, and for purposes of this disclosure, a repeating program that has been selected for recording will be designated by two dots, while a non-repeating will be designated by a single dot.

Next, the viewer selects the program Friends (Ch.26, 6:00) 62 for recording. At the time of its selection, program 62 does not conflict with any previously selected program and will be recorded as indicated by the icon inserted into the region of EPG 60 associated with program 62. Next, the viewer select Citizen Kane (Ch.28, 5:30 - 7:30) 66 for recording. The system of the invention recognizes that the program 66 conflicts with senior programs 64 and 62. In other words, program 66 cannot be recorded at the same time as programs 64 and 62 because program 66 coincides with programs 64 and 62. Rather than prohibiting the selection of program 66, the systems of the invention enable

1 the viewer to select program 66 for recording, while indicating to the viewer that, unless
2 further action is taken or unless an unexpected event occurs, Citizen Kane will not, in fact,
3 be recorded. There are many ways of communicating this result to the viewer, one of
4 which is shown in Figure 3A as the icon consisting of a crossed out dot included in the
5 region of EPG 60 associated with program 66.

6 At a time that program 66 is selected for recording by the viewer, the viewer can be
7 informed that Citizen Kane will not be recorded because it conflicts with senior programs
8 62 and 64. Furthermore, the viewer can be instructed to make a decision as to whether the
9 junior program 66 should override the senior programs 62 and 64. If so, the systems of the
10 inventions/respond by deselecting programs 62 and 64 and selecting program 66 for
11 recording. However, in example Figure 3A, the viewer has declined to override the
12 priority rules, such that programs 62 and 64, rather than program 66, will be recorded. The
13 viewer then selects the program Taxi (Ch.26, 7:00) 68 for recording. Program 68
14 coincides with a senior program, namely, program 66. However, because of the priority
15 rules previously applied to program 66, program 66 is not scheduled to be recorded. As a
16 result of no current conflict existing with respect to program 68, recording system is
17 programmed to record program 68. Finally, the viewer selects the program Father Murphy
18 (Ch. 27, 5:00) 70 for recording. Because Father Murphy 70 conflicts with no other
19 selected program, the recording system is programmed to record Father Murphy 70.

20 If the viewer had indicated that the junior program, Citizen Kane 66, were to
21 override senior programs Friends 62 and Frasier 64, the recording system would continue
22 to indicate that the overridden programs 62 and 64 have been selected for recording, but
23 that they are not currently scheduled to be recorded. For example, turning to Figure 3A, if
24 the viewer had indicated that Citizen Kane 66 should be recorded, Citizen Kane 66 would

1 be marked with an icon (i.e., a dot without an “x”) showing that the program is scheduled
2 for recording and Friends 62 and Frasier 64 would be marked with an icon (i.e., a dot with
3 an “x”) showing that these programs have been selected but are not currently scheduled to
4 be recorded.

5 As illustrated in the foregoing example, as successive programs in a series of
6 programs are selected for recording, the basic default priority rules listed above are applied
7 to the programs to determine which are to be recorded and which are not to be recorded.
8 An example of the application of Rule 1 is that the most senior program, Frasier 64, is
9 programmed for recording. An example of the application of Rule 2 is that the junior
10 program Friends 62 does not conflict with senior program Frasier 64, and is therefore
11 scheduled for recording. An application of Rule 3 is seen at the junior program Citizen
12 Kane 66, which coincides with senior programs Frasier 64 and Friends 62, both of which
13 have been programmed for recording. As specified by Rule 3, Citizen Kane 66 is not
14 scheduled for recording. An application of Rule 4 is illustrated at the junior program Taxi
15 68, which coincides with a senior program Citizen Kane 66. Because Citizen Kane 66 is
16 not scheduled to be recorded, Taxi 68 has no conflict and is thus programmed for
17 recording according to Rule 4.

18 In this embodiment, the recording system applies the foregoing rules to manage
19 the conflict between selected programs and determine that the programs Friends 62, Frasier
20 64, and Taxi 68 are to be recorded, whereas Citizen Kane 66 will not be recorded unless
21 the viewer manually overrides the basic conflict rules or unless later changes are made to
22 the program scheduling, such as one of the programs being preempted. Figures 3B and 3C
23 illustrated alternative or supplemental portions of the user interface that communicate to
24 the viewer which of the selected programs are to be recorded. In Figure 3B, the program

1 Father Murphy 70, which does not conflict with any junior or senior program, is displayed
2 without any indication of a conflict in recording list 72. The programs that are scheduled
3 to be recorded, but which do coincide at least partially with a conflicting program, are
4 displayed in recording list 72 with a dashed-line/strike-out format. In this example, these
5 programs are Friends 62, Frasier 64, and Taxi 68. The program, namely Citizen Kane 66,
6 which has been selected for programming, but which is not scheduled to be recorded due
7 to a conflict is displayed with a solid line/strikeout format.

8 In Figure 3C, the same programs 62, 64, 66, 68, and 70 are listed in recording
9 list 74 with different formatting indicating conflict or lack of a conflict. In particular, the
10 conflict is indicated by a box 76 or 78 next to the name of the program. The box 76 is
11 rendered with a dashed line, indicating that the associated program is scheduled to be
12 recorded notwithstanding the conflict. The box 78 is rendered with a solid line, indicating
13 that the associated program is not scheduled to be recorded based on a conflict.

14

15 **Conflicts With Repeating Programs**

16 Figures 4A and 4B illustrate the manner in which a conflict between a repeating
17 program and a non-repeating program can be resolved according to one embodiment of the
18 invention. The order in which the programs depicted in Figures 4A and 4B are selected for
19 recording is shown in Table 2.

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Table 2
FRASIER (M-F repeating)
NEWS SPECIAL (non-repeating)

1 The viewer has selected the program Frasier 64 to be recorded on a repeating basis
2 or, in other words, each time that this program is broadcast during the weekdays, Monday
3 through Friday. The recording system provisionally programs the recording apparatus to
4 record Frasier 64 each weekday, Monday through Friday. After selecting the repeating
5 program Frasier 64 for recording, the viewer selects the non-repeating program News
6 Special (Ch.27, 5:30–6:30) 78 to be recorded. The recording system recognizes the
7 conflict between the senior repeating program Frasier 64 and the junior program News
8 Special 78.

9 The resulting conflict can be resolved in one of at least two ways according to
10 different embodiments of the invention. First, the recording system can prompt the viewer
11 to decide whether junior News Special 78 is to override senior Frasier 64. If the viewer
12 indicates that News Special 78 is to be recorded rather than the previously selected Frasier
13 64, recording system is programmed to record News Special 78. In response to this
14 decision, recording system determines that the particular broadcast of Frasier 64 on
15 Tuesday as shown in Figure 4A will not be recorded in favor of recording News Special
16 78. However, other instances of Frasier 64, which are broadcast on days other than the
17 Tuesday on which News Special 78 is broadcast, are not overridden and will remain on the
18 schedule for recording. For example, the instance of the program Frasier 64a, which is
19 broadcast on Wednesday, and which does not conflict with News Special 78, remains
20 scheduled to be broadcast as shown in Figure 4B. Thus, when the recording system
21 overrides the scheduled recording of a senior repeating program with a non-repeating
22 program, it does so only to the extent necessary to record the non-repeating program. This
23 is in contrast to conventional systems, which would merely enable the viewer to manually
24 resolve the conflict by canceling all current and future scheduled recordings of the

1 repeating program in favor of enabling the recording system to schedule the recording of a
2 single instance of a non-repeating program.

3 A second option for resolving the conflict of Figure 4A involves recording system,
4 in response to receiving the input specified in Table 2, automatically determining that the
5 single instance of News Special 78 is to override the conflicting instance of the repeating
6 program Frasier 64. In this embodiment, no user input is required to decide to override the
7 single instance of the repeating program with the selected instance of the non-repeating
8 program. In both of the foregoing embodiments, however, non-conflicting instances of the
9 senior, repeating program remain scheduled to be recorded, such as Frasier 64a in Figure
10 4B.

11 While the scenario described in reference to Figures 4A and 4B is one of a junior
12 non-repeating program conflicting with a senior repeating program, similar situations arise
13 when one repeating program having a first frequency conflicts with another repeating
14 program having a different, second frequency. For instance, if the senior program is a
15 daily repeating program, whereas the conflicting junior repeating program is a weekly
16 repeating program (i.e. one shown only once per week), the conflict resolution described in
17 reference to Figures 4A and 4B can also be applied to this situation.

18 In other situations, the senior program is a non-repeating program, while the junior
19 program is repeating. This conflict can be managed in a way similar to that described in
20 reference to Figures 4A and 4B by causing the senior, non-repeating program to be
21 recorded as originally scheduled, and by causing each showing of the junior repeating
22 program to be recorded except for the showing that coincides with the senior, non-
23 repeating program.

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Repeating Episodes

In example Figure 5, the viewer has selected programs to be recorded in the order shown in Table 3.

Table 3
FRASIER (5:30)
NOVA (5:00 – 6:00)

As illustrated in Figure 5, the viewer has selected Frasier 64 for recording. Next, the viewer selects program Nova 80 (Ch.29, 5:00 – 6:00) 80 for recording. The recording system recognizes the conflict between Frasier 64 and Nova 80. Nova 80 is one example of a program having episodes that are broadcasted multiple times within a relatively short period of time, such as a single day or a single week. In example of Figure 5, Nova 80 and Nova 80' represent the same program and the same episode. In situations where a conflicting episode of a program is to be broadcast at another non-conflicting time, the recording system can be programmed to record the non-conflicting episode rather than the conflicting episode, thereby resolving the conflict. In the particular example of Figure 5, upon the viewer selecting Nova 80 for recording, the recording system is programmed to record Nova 80' (Ch.29, 7:00 – 8:00). Because Nova 80' is broadcast later than the episode of Nova 80, the viewer can be informed that an alternate showing of the same episode will be recorded rather than the selected showing. Informing the viewer in the manner avoids confusion on part of the viewer if the viewer were to return to the recording system and attempt to view the recorded Nova 80 at, for instance, 6:30, which is before the alternate showing Nova 80' will be recorded.

1 While Figure 5 illustrates separate showings of the same episode occurring on the
2 same channel, the recording system can also examine the EPG to determine if the same
3 episode is to be broadcast on a different channel. One technique for identifying alternate
4 showings of the same episode of a conflicting program is to examine program codes
5 included in many EPG, which uniquely identify episodes of programs. Alternatively, the
6 program description of two entries of the same program can be examined to determine
7 whether it appears that both showings of the program represent the same episode. Those
8 skilled in the art, upon learning of the disclosure made herein, will recognize that alternate
9 showings of the same episode can be identified in any of a variety of ways, all of which
10 can be used with the present invention.

11

12 **Optional Recording**

13 Figures 6A and 6B illustrate the manner in which programs can be selected for
14 optional recording by a viewer in order to enable a program to be recorded if there is no
15 other conflicting program. Turning first to Figure 6A, the viewer has selected program
16 Little House (Ch.27, 6:30 - 7:30) 82 for optional recording. The optional recording status
17 of Little House 82 can be indicated by an open icon 84 displayed on the user interface
18 associated with the electronic program guide. Selecting a program for optional recording
19 has the effect of allowing junior programs to override the scheduled recording of the
20 optional program.

21 An example of the resolution of conflicts between an optional program and a junior
22 non-optional program is shown in Figure 6B. As described previously, the viewer has
23 selected Little House 82 for recording and has made that recording optional. The viewer
24 then selects the program Citizen Kane 66 for recording. As shown in Figure 6B, Little

1 House 82 and Citizen Kane 66 coincide such that only one of the two programs can be
2 recorded. Although Citizen Kane 66 is a junior program, its selection by the viewer for
3 recording overrides the previous selection of Little House 82 for optional recording.

4 It is possible that the viewer could select two or more coinciding programs for
5 optional recording. While some conventional systems have allowed users to select
6 programs for optional recording, these conventional systems lack the ability to resolve
7 conflicts between coinciding optional programs, as they lack the ability to resolve conflicts
8 between non-optimal programs. The recording system of the invention can resolve
9 conflicts between programs selected for optional recording in the manner that is described
10 herein for resolving conflicts between programs that have been selected for non-optimal
11 recording.

12 **Dynamic Resolution of Conflicts**

13 Figure 7A - 7E illustrate alternative approaches for resolving conflicts between
14 programs selected for recording as some of the programs are deselected, or taken off the
15 broadcast schedule, or as the number of tuners in the recording system changes.

16 Returning first to Figure 7A, the viewer has selected a series of programs for
17 recording in the order shown in Table 4.

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Table 4
FRASIER
REAL PEOPLE
GRIZZLY ADAMS
NOVA
NATURE
RACING WEEK
CITIZEN KANE
LITTLE HOUSE

19

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1 As the viewer selects these programs for recording in the indicated order, the
2 recording system resolves the conflicts according to the basic priority rules such that
3 Frasier 64, Real People 84 and Nature 86 are programmed to be recorded, whereas the
4 other selected programs are not programmed to be recorded. The process of selecting the
5 various programs in Figure 7A for recording using electronic program guide 100 has been
6 performed while the recording system has one tuner, which enables the recording system
7 to record only one program at a time.

8 Turning now to Figure 7B, the number of tuners available to be used for recording
9 in the recording system has increased to two, by, for example, the viewer upgrading the
10 recording system or adding a second tuner to the recording system. With two tuners, the
11 recording system can now record two programs at any given time. Thus, some of the
12 conflicts that originally existed between programs selected for recording can be resolved
13 by applying the basic priority rules with the modified presumption that a conflict exists
14 only when three or more coinciding programs have been selected for recording. In the
15 example of Figure 7B, the recording system remains programmed to record Frasier 64,
16 Real People 84 and Nature 86. With the two tuners, the recording system also
17 automatically determines that Grizzly Adams 88 and Little House 82 are to be recorded
18 based on the priority rules and is programmed to achieve this result. In the two tuner
19 environment, Racing Week 90, Citizen Kane 66 and Nova 80 still conflict with senior
20 programs and are not scheduled to be recorded. Thus, as illustrated in Figures 7A and 7B,
21 the recording system of the invention can automatically reconsider which conflicting
22 programs are to be recorded when the number of tuners available for recording changes. It
23 is noted that if the viewer were to originally have selected a series of programs for
24 recording in a two tuner environment as shown in Figure 7B, and if the recording system

1 were subsequently modified to have only one tuner available for recording, the recording
2 system of this embodiment could automatically be reprogrammed to record only those
3 programs shown in Figure 7A.

4 Figures 7C-7E illustrate the resolution of conflicts in response to dynamic changes
5 in the programming schedule. As will be discussed in reference to Figures 7C and 7D, the
6 elimination of a program from the programming schedule can result in the elimination of
7 previously-existing conflicts, such that the recording system becomes capable of recording
8 some programs that were selected for recording but that were not originally scheduled to
9 be recorded.

10 In Figure 7C, the viewer has selected the programs for recording in a one tuner
11 environment as has been previously described in reference to Figure 7A. After the
12 programs have been selected for recording, Frasier 64 has been eliminated from the
13 programming schedule for any reason as shown by the empty time slot at channel 26 at
14 5:30 at reference number 92. For instance, Frasier 64 may have been preempted by the
15 operators of channel 26 in favor of other programming.

16 In order to ensure that programs that were once scheduled for recording as depicted
17 in the electronic program guide are actually recorded, this embodiment of the invention
18 honors the original recording schedule rather than the original order of selection in
19 responding to the dynamic changes in the program schedule. The priority of the selected
20 programs can be changed to ensure that once a viewer is told that a selected program is to
21 be recorded, that program will not be deselected in response to unrelated program schedule
22 changes. In this embodiment, the priority rules are based not on the original order of
23 selection, but instead on the order of selection having been modified by the identity of

24

1 programs that were originally scheduled for recording. Thus, the priority of the programs
2 for use in this embodiment is shown in Table 5:

3	Table 5
4	FRASIER
5	REAL PEOPLE
6	NATURE
7	GRIZZLY ADAMS
8	NOVA
9	RACING WEEK
10	CITIZEN KANE
11	LITTLE HOUSE

9 Table 5 is an example of a priority list that lists programs first by whether the
10 recording apparatus was originally programmed to record the programs and second in an
11 original order in which the selected programs were selected. It is noted that, in Figure 7A,
12 Nature 86 was originally scheduled to be recorded, whereas senior programs Grizzly
13 Adams 88 and Nova 80 were not scheduled to be recorded due to their own conflicts. In
14 response to this original determination, the original order of selection shown in Table 4 is
15 modified by advancing Nature 86 to a point superior to all programs that are not selected
16 for recording. Thus, the first three programs in Table 5 are those that were originally
17 scheduled to be recorded and are listed in the relative order of their selection. In addition,
18 the last five programs in Table 5 are those that were originally not scheduled to be
19 recorded and are listed in their relative order of selection.

20 Returning now to Figure 7C, the recording system reconsiders which programs are
21 to be scheduled for recording after Frasier 64 is removed from the program schedule.
22 Based on the revised priority order of Table 5, the recording system determines that Real
23 People 84, Nature 86 and Racing Week 90 are to be recorded, whereas Grizzly Adams 88,
24 Nova 80, Citizen Kane 66, and Little House 82 are not to be recorded. It is noted that if

1 the priority list had not been changed based on which programs were originally scheduled
2 to record, the program Nature 86 would have become non-recordable, as will be further
3 described below in reference to Figure 7D.

4 The approach of Figure 7C has the benefit of preserving, to the extent possible, the
5 recording status of programs that were originally communicated to the viewer (e.g., in
6 Figure 7A) as being recordable. This is typically preferred and is generally the desirable
7 result, since the viewer can rely on the expectation that a particular program that has been
8 indicated as being recordable will be recorded. The tradeoff for preserving the original
9 recording status is that the original order of selection cannot always be honored.

10 While preserving the original recording status as shown in Figure 7C is often
11 preferred, the invention can also be adapted to adhere to the original order of selection.
12 For example, in Figure 7D, after the viewer has selected the programs for recording
13 according to the order shown in Table 4, Frasier 64 has been eliminated from the
14 programming schedule for any reason as shown by the empty time slot at channel 26 at
15 5:30 at reference number 92. In response to the removal of the senior program, the
16 recording system reconsiders which programs are to be recorded by basing the
17 determination on the original program selection as if the preempted program had never
18 been selected. In this example, the effective order of priority of the remaining programs is
19 shown in Table 6:

Table 6	
REAL PEOPLE	
GRIZZLY ADAMS	
NOVA	
NATURE	
RACING WEEK	
CITIZEN KANE	
LITTLE HOUSE	

1
2 Table 6 is an example of a priority list that lists the programs in the original order
3 in which the programs were selected by the viewer. Based on the original priority, with
4 the elimination of Frasier 64, the recording system of this embodiment is programmed to
5 record Real People 84, Grizzly Adams 88 and Little House 82. Programs Citizen Kane 66,
6 Nova 80, Nature 86 and Racing Week 90 will not be recorded, assuming that there are no
7 further changes to the system or the program schedule and that the viewer does not
8 override any of the default recording decisions that have been made by recording system.

9 Although the original order of selection to the programs is used to reconsider the
10 recording schedule in Figure 7D, this approach can result in certain programs that were
11 originally scheduled to be recorded to be non-recordable based on conflicts with senior
12 programs. For instance, referring now to Figure 7A, Nature 86 was originally scheduled to
13 be recorded because there was no senior program that was also scheduled to be recorded.
14 The only senior conflicting program with respect to Nature 86 is Grizzly Adams 88, which
15 itself is not scheduled to be recorded in Figure 7A due to the nature of its own conflicts.
16 However, with Frasier 64 being removed from the program schedule in Figure 7C, Nature
17 86 encounters a conflict with a senior program, namely, Grizzly Adams 88, which is now
18 scheduled to be recorded. For this reason, the program Nature 86 transitions from being
19 scheduled for recording to not being scheduled for recording in response to a senior
20 program being removed from the programming schedule. The adherence to the original
21 order of selection according to this embodiment can sometimes cause the recording system
22 to select programs for recording in ways that are not expected by the viewer. This
23 approach can be a viable alternative to the embodiment of Figure 7C in some situations,
24 although it is typically not the preferred approach.

Figure 7E, in conjunction with Figure 7A, illustrates an example of the dynamic resolution of conflicts in which the results obtained by using either of the foregoing alternate approaches is the same. In Figure 7E, the viewer has originally selected the programs for recording in the order shown in Table 4. After the programs have been selected, program Nature 86 is removed from the recording schedule as shown at reference number 94. In response to the removal of Nature 86, the recording system reconsiders the programs that can be recorded and determines that Little House 82 does not conflict with any senior program that is also scheduled to be recorded according to either of the approaches that has been described in reference to Figures 7C and 7D.

Conflicts Involving Variable Length Programs

Figures 8A and 8B illustrate a technique for dynamically resolving conflicts involving at least one program that has a variable length. In this example, the viewer has selected programs to be recorded in the order shown in Table 7:

Table 7
BASEBALL
TAXI
SQUARE PEGS

According to the basic rules of priority, Baseball 96 and Square Pegs 98 are scheduled to be recorded, whereas Taxi 68 conflicts with a senior program and is not scheduled to be recorded.

The program Baseball 96 is an example of a program that may have an actual duration that is different from the duration originally specified by the electronic program guide 110. Assuming that Baseball 96 has a duration of 2½ hours as shown in Figure 8A,

1 the recording system will be unable to record Taxi 68, but will be able to record Square
2 Pegs 98. In addition to obtaining electronic program guide data that can be used to
3 construct program schedules in advance for periods of time ranging from several hours to
4 several days, home entertainment systems often receive television signals having encoded
5 therein broadcast data that identifies, on a repetitive or an ongoing basis, the current
6 program and the immediately proceeding program on a particular channel. Such real time
7 guide data is described in greater detail in co-pending U.S. Patent Application Serial No.
8 _____, entitled "RECORDING PROGRAMMING CONTENT USING REAL
9 TIME DATA," which was filed on the same day as this application and is incorporated
10 herein by reference. The real time guide data can be used by the recording system to
11 determine when program Baseball 96 ends to thereby determine whether Baseball 96
12 actually conflicts with Taxi 68 and Square Pegs 98. For instance, the real time guide data
13 used by the recording system in this embodiment of the invention can include data
14 identifying the currently broadcasted program as being Baseball 96 or as being Sports
15 News 102, which is the immediately following program.

16 Figure 8B illustrates a situation in which Baseball 96 lasts longer than was
17 originally scheduled and spills over into the 7:30 time slot originally occupied by Sports
18 New 102 as depicted by arrow 104. It is noted that the graphically displayed electronic
19 program guide 110 typically does not show the unexpectedly long duration of Baseball 96
20 as illustrated in Figure 8B. However, the real time data accompanying the broadcast of
21 Baseball 96 can be interpreted to determine, in real time, that Baseball 96 extends into the
22 7:30 time slot.

23 A conventional recording system would fail to respond to the unexpectedly long
24 duration of Baseball 96 and would terminate recording of Baseball 96 at 7:30 in favor of

1 recording Square Pegs 98. Indeed, conventional recording systems would record Baseball
2 96 from 5:00 to 7:30, and then record Square Pegs beginning at 7:30, without regard to any
3 priority between these two programs because there was originally no conflict based on the
4 original electronic program guide information between these two programs.

5 Rather than simply ignoring the unexpectedly long duration of Baseball 96, the
6 recording systems of the invention can respond to the dynamically created conflict between
7 Baseball 96 and Square Pegs 98 in one of at least two ways. First, the recording system
8 can automatically cause Baseball 96 to be recorded to its end, while foregoing the
9 recording of Square Pegs 98, notwithstanding Square Pegs 98 being a senior program.
10 This approach is useful in that viewers can frequently be frustrated if the end portion of the
11 recorded program, such as Baseball 96, is not recorded. A second technique for resolving
12 such dynamically created conflicts is to monitor the duration of the programs, while
13 honoring the original priority of the programs. In this case, the recording system would
14 determine that the recording of Baseball 96 is to be terminated at 7:30 regardless of any
15 extended duration of Baseball 96 in favor of recording Square Pegs 98.

16 It is noted that if Baseball 96 were a senior program with respect to Square Pegs 98,
17 the result according to either of the foregoing alternate approaches would be the same. In
18 particular, if Baseball 96 is senior to Square Pegs 98, the recording system of this
19 embodiment of the invention determines that the duration of Baseball 96 extends beyond
20 the expected duration, and continues recording Baseball 96 rather than terminating
21 recording and recording the junior Square Pegs 98.

22 In some instances, the actual duration of the program can be less than the expected
23 duration. For instance, assume that Baseball 96 in Figure 8A ended just prior to 7:00. In
24 this case, the recording system of this embodiment of the invention monitors the actual

1 duration of Baseball 96 and terminates recording thereof at the end of Baseball 96, such
2 that Taxi 68 can also be recorded.

3 While the invention has been described in reference to specific types of conflicts,
4 the general principles for resolving conflicts disclosed herein can be extended to other
5 static and dynamic program schedules and recording systems. In general, the recording
6 systems and methods of the invention respond to conflicts by preserving recording options,
7 communicating the conflicting status of the programs to the viewer, and using the
8 electronic program guide to identify ways in which the viewer's recording wishes can be
9 fulfilled, notwithstanding conflicts that might initially arise.

10 The present invention may be embodied in other specific forms without departing
11 from its spirit or essential characteristics. The described embodiments are to be considered
12 in all respects only as illustrative and not restrictive. The scope of the invention is,
13 therefore, indicated by the appended claims rather than by the foregoing description. All
14 changes which come within the meaning and range of equivalency of the claims are to be
15 embraced within their scope.

16 What is claimed and desired to be secured by United States Letters Patent is:

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1 1. In a system that includes a recording apparatus, a method for controlling the
2 recording apparatus in response to programs that have been selected for recording and that
3 have coinciding broadcast times, the method comprising the acts of:

4 receiving user input selecting a first program for recording, the first
5 program having a first broadcast time;

6 programming the recording apparatus to record the first program at the first
7 broadcast time;

8 receiving user input selecting a second program for recording, the second
9 program having a second broadcast time that at least partially coincides with the
10 first broadcast time; and

11 determining that a conflict exists between the first program and the second
12 program and storing, at the system, information specifying that the user has
13 selected both the first program and the second program to be recorded.

14

15 2. A method as recited in claim 1, further comprising the act of
16 communicating to the user information specifying that the conflict exists and that the
17 second program is to be recorded only if the conflict is resolved prior to the second
18 broadcast time.

19

20 3. A method as recited in claim 2, further comprising the act of receiving no
21 further user input in response to the act of communicating, such that the information
22 specifying that the user has selected both the first program and the second program to be
23 recorded remains stored at the system.

1 4. A method as recited in claim 1, further comprising the acts of:

2 after determining that the conflict exists, determining that the conflict has

3 been resolved; and

4 programming the recording apparatus to record the second program at the

5 second broadcast time.

6

7 5. A method as recited in claim 4, wherein the act of determining that the

8 conflict has been resolved is conducted in response to the first program having been

9 preempted such that the first program is not broadcast at the first broadcast time.

10

11 6. A method as recited in claim 4, wherein the act of determining that the

12 conflict has been resolved is conducted in response to an additional tuner being made

13 available at the system, such that both the first program and the second program can be

14 recorded simultaneously.

15

16 7. A method as recited in claim 1, wherein the act of determining that the

17 conflict has been resolved is conducted in response to at least one of a start time and an end

18 time of at least one of the first program and the second program changing from that which

19 was scheduled, such that no portion of the first program coincides with any portion of the

20 second program.

1 8. A method as recited in claim 7, wherein the act of determining that the
2 conflict has been resolved comprises the act of analyzing broadcast data broadcast on a
3 channel that includes one of the first program and the second program, the broadcast data
4 identifying said at least one of the start time and the end time of said at least one of the first
5 program and the second program.

6

7 9. A method as recited in claim 1, further comprising, after the act of
8 determining that the conflict exists, the act of determining that an episode of the second
9 program to be shown at the second broadcast time is also to be shown at another broadcast
10 time that does not conflict with the first broadcast time, thereby resolving the conflict.

11

12 10. A method as recited in claim 1, wherein:

13 the user input selecting the first program for recording specifies that the
14 recording of the first program is optional and is to be overridden by a subsequent
15 selection of a conflicting program; and

16 the act of receiving user input selecting the second program is conducted
17 after the act of receiving user input selecting the first program, such that the second
18 program is scheduled to be recorded rather than the first program.

1 11. In a system that includes a recording apparatus, a method for resolving a
2 conflict between programs that have been selected for recording and have coinciding
3 broadcast times, the method comprising the acts of:

4 receiving input selecting a first program for recording, the first program
5 having a first broadcast time;

6 receiving input selecting a showing of an episode of a second program for
7 recording, the showing of the episode having a second broadcast time that at least
8 partially coincides with the first program;

9 automatically determining that said episode of the second program also has
10 another showing at another broadcast time that does not coincide with the first
11 broadcast time; and

12 programming the recording apparatus to record the first program at the first
13 broadcast time and said other showing of the episode of the second program at the
14 said other broadcast time.

15
16 12. A method as recited in claim 11, wherein the act of automatically
17 determining that said episode of the second program also has another showing comprises
18 the act of analyzing data associated with an electronic program guide at the system.

1 13. A method as recited in claim 12, wherein the act of analyzing data
2 associated with an electronic program guide comprises the act of finding a program listing
3 associated with said other showing by determining that a program identifier included in
4 said program listing associated with said other showing matches a program identifier
5 included in a program listing associated with said showing of said episode of said second
6 program.

7
8 14. A method as recited in claim 11, further comprising the act of
9 communicating to the user information indicating that said other showing of the episode of
10 the second program is to be recorded at said other broadcast time.

11
12 15. A method as recited in claim 11, wherein the other showing of the episode
13 of the second program is to be broadcast on a channel different from the channel on which
14 said selected showing of the episode is to be broadcast.

1 16. In a system that includes a recording apparatus, a method for resolving
2 conflicts between programs that have been selected for recording and have coinciding
3 broadcast times, at least one of the programs being a repeating program, the method
4 comprising the acts of:

5 receiving input selecting a repeating first program to be recorded on a
6 repetitive basis;

7 receiving input selecting a second program for recording, the second
8 program having a broadcast time that at least partially coincides with at least one
9 showing of the repeating first program but does not coincide with other showings
10 of the repeating first program; and

11 programming the recording apparatus to record the second program and to
12 record the showings of the repeating first program on a repetitive basis, except for
13 said at least one showing of the repeating first program with which the second
14 program at least partially coincides.

15

16 17. A method as recited in claim 16, wherein:

17 the act of receiving input selecting the repeating first program is conducted
18 prior to the act of receiving input selecting the second program;

19 the method further comprises, prior to the act of receiving input selecting
20 the second program, the act of provisionally programming the recording apparatus
21 to record all showings of the repeating first program; and

22 the act of programming the recording apparatus comprises the act of
23 modifying the provisional programming of the recording apparatus to specify that
24 said at least one showing of the repeating first program is not to be recorded.

1
2 18. A method as recited in claim 16, wherein the act of receiving input selecting
3 the repeating first program is conducted after the act of receiving input selecting the second
4 program.

5
6 19. A method as recited in claim 16, wherein the act of programming the
7 recording apparatus is conducted without receiving user input specifically indicating that
8 said at least one showing of the repeating first program with which the second program at
9 least partially coincides is to not be recorded.

10
11 20. A method as recited in claim 16, wherein the second program is a non-
12 repeating program.

13
14 21. A method as recited in claim 16, wherein the second program is a repeating
15 program that has a frequency less than the frequency of the repeating first program.

1 22. In a system that includes a recording apparatus, a method for resolving
2 conflicts between programs that have been selected for recording and have coinciding
3 broadcast times, the method comprising the acts of:

4 receiving input selecting a first program for recording, the first program
5 having a first broadcast time;

6 receiving input selecting a second program for recording, the second
7 program having an expected second broadcast time having an expected start time
8 and an expected end time;

9 monitoring broadcast data on a channel on which the second program is to
10 be broadcast to determine that at least one of an actual start time and an actual end
11 time differs from the respective expected start time and expected end time;

12 based on the act of monitoring the broadcast data, determining whether both
13 the first program and the second program can be recorded and, if so, recording both
14 the first program and the second program using the recording apparatus.

15
16 23. A method as recited in claim 22, wherein the first broadcast time does not
17 coincide with the expected second broadcast time and the first broadcast time at least
18 partially coincides with an actual second broadcast time defined by the actual start time
19 and the actual end time, such that:

20 the act of determining whether both the first program and the second
21 program can be recorded results in a determination that one of the first program and
22 the second program cannot be recorded.

23
24

1 24. A method as recited in claim 23, further comprising the act of recording all
2 of the second program during the actual second broadcast time as opposed to recording
3 only that portion of the second program that is broadcast during the expected second
4 broadcast time.

5

6 25. A method as recited in claim 22, wherein the first broadcast time at least
7 partially coincides with the expected second broadcast time and the first broadcast time
8 does not coincide with an actual second broadcast time defined by the actual start time and
9 the actual end time, such that:

10 a conflict between the first broadcast time and the expected second
11 broadcast time is resolved and both the first program and the second program are
12 recorded.

1 26. In a system that includes a recording apparatus and an electronic program
2 guide, a method for responding to dynamic conditions associated with the system so as to
3 identify programs to be recorded after a conflict between selected programs is resolved, the
4 method comprising the acts of:

5 in response to user input selecting a first program for recording,
6 programming the recording apparatus to record the first program at a first broadcast
7 time using the electronic program guide;

8 receiving user input selecting a second program for recording, the second
9 program having a second broadcast time that at least partially coincides with the
10 first broadcast time;

11 determining that a conflict exists between the first program and the second
12 program, such that the second program is not to be recorded unless the conflict is
13 resolved;

14 storing at the system information specifying that the user has selected the
15 second program for recording; then

16 in response to the conflict between the first program and the second
17 program being resolved, automatically programming the recording apparatus to
18 record the second program; and

19 recording the second program using the recording apparatus.

21 27. A method as recited in claim 26, wherein the conflict is resolved upon the
22 system receiving user input deselecting the first program.

1 28. A method as recited in claim 26, wherein the conflict is resolved upon an
2 additional tuner being made available at the system, such that both the first program and
3 the second program can be recorded simultaneously.

4

5 29. A method as recited in claim 26, wherein the conflict is resolved upon the
6 first program being preempted such that the first program is not broadcast at the first
7 broadcast time.

8

9 30. A method as recited in claim 26, wherein the conflict is resolved upon at
10 least one of a start time and an end time of at least one of the first program and the second
11 program changing from that which was scheduled, such that no portion of the first program
12 coincides with any portion of the second program.

13

14 31. A method as recited in claim 26, wherein the conflict is resolved upon the
15 system performing the act of determining that an episode of the second program to be
16 shown at the second broadcast time is also to be shown at another broadcast time that does
17 not conflict with the first broadcast time, the act of automatically programming the
18 recording apparatus to record the second program comprising the act of programming the
19 recording apparatus to record the second program at said other broadcast time.

1 32. A method as recited in claim 26, further comprising the acts of:

2 prior to the conflict being resolved, receiving user input selecting a third
3 program for recording at a third broadcast time; and

4 prior to the act of programming the recording apparatus to record the
5 second program and after the conflict is resolved, reconsidering which of the
6 selected programs, including the second program and the third program, are to be
7 recorded, using a priority list that lists the programs in an original order in which
8 the selected programs were selected.

9
10 33. A method as recited in claim 26, further comprising the acts of:

11 prior to the conflict being resolved, receiving user input selecting a third
12 program for recording at a third broadcast time; and

13 prior to the act of programming the recording apparatus to record the
14 second program and after the conflict is resolved, reconsidering which of the
15 selected programs, including the second program and the third program, are to be
16 recorded, using a priority list that lists the selected programs first by whether the
17 recording apparatus was originally programmed to record the selected programs
18 and second in an original order in which the selected programs were selected.

ABSTRACT OF THE DISCLOSURE

2 A recording system uses electronic program guide information to resolve conflicts
3 between programs that have been selected by a viewer for recording. The recording
4 system allows the viewer to select conflicting (i.e., coinciding) programs for recording,
5 while communicating to the viewer that a conflict exists. Conflicts can be automatically
6 resolved in response to a dynamic change to the recording system, such as an increase in
7 the number of tuners available for recording. Conflicts can also be automatically resolved
8 as senior conflicting programs are taken off the broadcast schedule or are deselected by the
9 viewer. A junior program that conflicts with a senior repeating program can be scheduled
10 for recording by removing from the recording schedule only those instances of the senior
11 repeating program that actually conflict with the junior program, while keeping non-
12 conflicting showings of the repeating program on the schedule. The recording system can
13 also search the electronic program guide for alternate showings of a selected episode of a
14 conflicting program, such that the conflict can be resolved if a non-conflicting showing of
15 the episode is found.

16

17

18

10

20

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Channel	5:00	5:30	6:00	6:30	7:00	7:30
26	Real People	Frasier	Friends	Mash	Taxi	Square Pegs
27	Father Murphy	Grizzly Adams		Little House		Ponderosa
28	2001		Citizen Kane			Bonnie Clyde
29		Nova		Nature		Frontline
30			Baseball			Sports News

FIG. 1

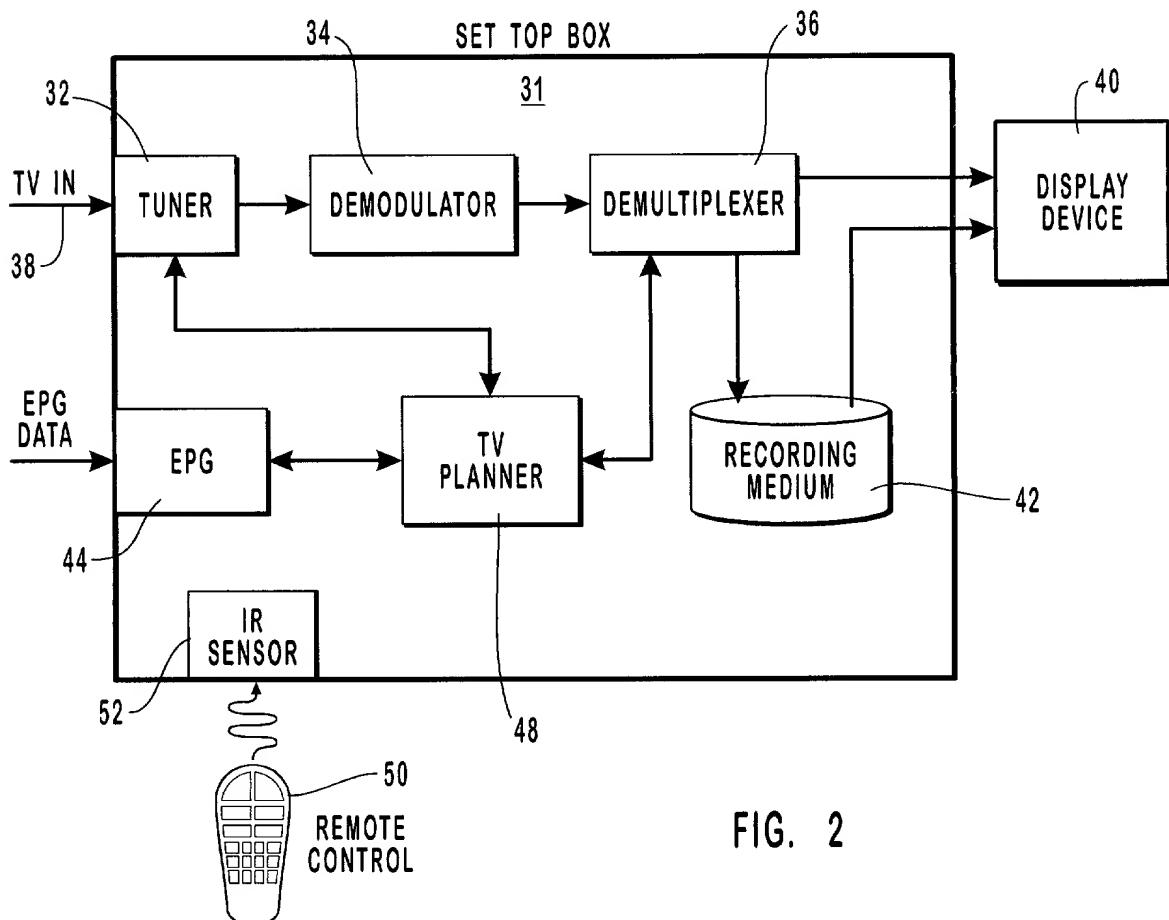


FIG. 2

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60 → Channel 26: Real People

64 → Channel 27: Father Murphy

62 → Channel 28: Friends

68 → Channel 28: Mash

70 → Channel 28: 2001

66 → Channel 30: Baseball

Channel	5:00	5:30	6:00	6:30	7:00	7:30
26	Real People	Frasier ••	Friends ••	Mash	Taxi ••	Square Pegs
27	Father Murphy •	Grizzly Adams		Little House		Ponderosa
28	2001	Citizen Kane			✗	Bonnie Clyde
29	Nova		Nature		Nova	
30	Baseball					Sports News

FIG. 3A

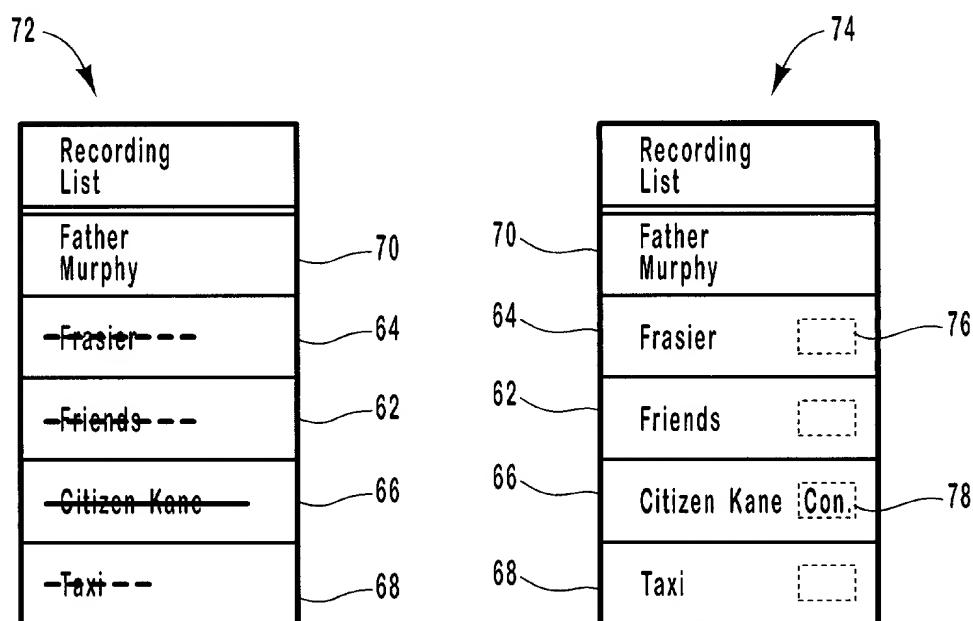


FIG. 3B

FIG. 3C

Tuesday

64

78

Channel	5:00	5:30	6:00	6:30	7:00	7:30
26	Real People	Frasier xx	Friends	Mash	Taxi	Square Pegs
27	Father Murphy	News Special	•	Little House		Ponderosa
28	2001		Citizen Kane			Bonnie Clyde
29	Nova		Nature		Frontline	
30		Baseball				Sports News

FIG. 4A

Wednesday

64a

Channel	5:00	5:30	6:00	6:30	7:00	7:30
26	Real People	Frasier xx	Friends	Mash	Taxi	Square Pegs
27	Father Murphy	Grizzly Adams		Little House		Ponderosa
28	2001		Citizen Kane			Bonnie Clyde
29	Cosmos		Wild America		Frontline	
30		Soccer				Sports News

FIG. 4B

Channel	5:00	5:30	6:00	6:30	7:00	7:30
26	Real People	Frasier ••	Friends	Mash	Taxi	Square Pegs
27	Father Murphy	Grizzly Adams		Little House		Ponderosa
28	2001	Citizen Kane			Bonnie Clyde	
29	Nova		Nature		Nova	
30		Baseball				Sports News

FIG. 5

Channel	5:00	5:30	6:00	6:30	7:00	7:30
26	Real People	Frasier	Friends	Mash	Taxi	Square Pegs
27	Father Murphy	Grizzly Adams		Little House	•	Ponderosa
28	2001	Citizen Kane			Bonnie Clyde	
29	Nova		Nature		Frontline	
30		Baseball				Sports News

FIG. 6A

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Channel	5:00	5:30	6:00	6:30	7:00	7:30
26	Real People	Frasier	Friends	Mash	Taxi	Square Pegs
27	Father Murphy	Grizzly Adams		Little House		Ponderosa
28	2001		Citizen Kane		•	Bonnie Clyde
29		Nova		Nature		Frontline
30			Baseball			Sports News

66

82

FIG. 6B

One Tuner Environment

Channel	5:00	5:30	6:00	6:30	7:00	7:30
26	Real People •	Frasier •	Friends	Mash	Taxi	Square Pegs
27	Father Murphy	Grizzly Adams		Little House		Ponderosa
28	2001		Citizen Kane			Bonnie Clyde
29		Nova		Nature •		Frontline
30	Hockey Week	Racing Week		Tennis		Sports News

82

100

Order of Selection:

- 1 - Frasier
- 2 - Real People
- 3 - Grizzly Adams
- 4 - Nova
- 5 - Nature
- 6 - Racing Week
- 7 - Citizen Kane
- 8 - Little House

90

86

66

FIG. 7A

6 / 8

Two Tuner Environment

Channel	5:00	5:30	6:00	6:30	7:00	7:30
26	Real People •	Frasier •	Friends	Mash	Taxi	Square Pegs
27	Father Murphy	Grizzly Adams	•	Little House	•	Ponderosa
28	2001		Citizen Kane	✗		Bonnie Clyde
29		Nova ✗		Nature •		Frontline
30	Hockey Week	Racing Week ✗		Tennis		Sports News

84 64 88 82

80 90 86 66

FIG. 7B

One Tuner Environment

Channel	5:00	5:30	6:00	6:30	7:00	7:30
26	Real People •	—	Friends	Mash	Taxi	Square Pegs
27	Father Murphy	Grizzly Adams	✗	Little House	✗	Ponderosa
28	2001		Citizen Kane	✗		Bonnie Clyde
29		Nova ✗		Nature •		Frontline
30	Hockey Week	Racing Week •		Tennis		Sports News

84 92 88 82

80 90 86 66

FIG. 7C

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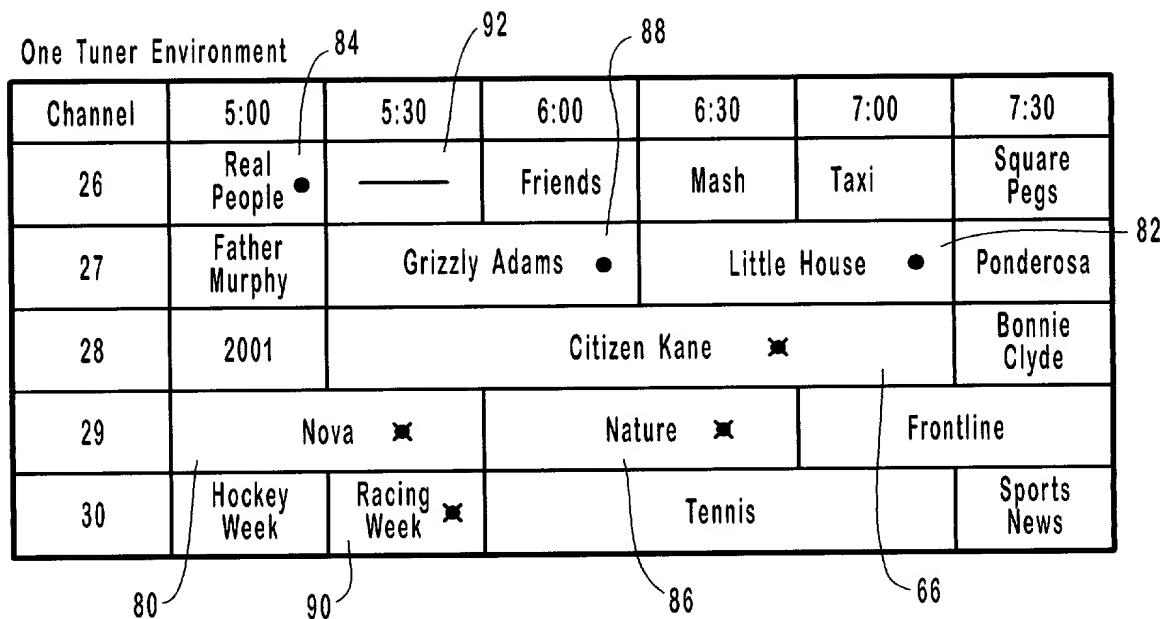


FIG. 7D

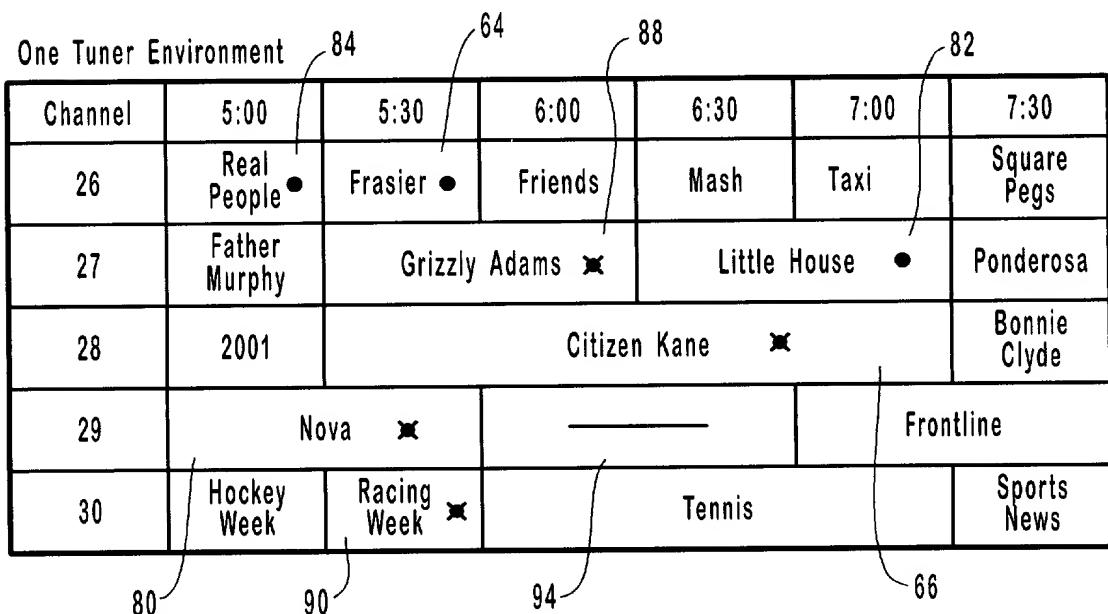


FIG. 7E

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110

Channel	5:00	5:30	6:00	6:30	7:00	7:30
26	Real People	Frasier	Friends	Mash	Taxi ✘	Square Pegs ●
27	Father Murphy	News Special		Little House		Ponderosa
28	2001	Citizen Kane			Bonnie Clyde	
29	Nova		Nature		Frontline	
30	Baseball				•	Sports News

68

98

96

102

FIG. 8A

110

Channel	5:00	5:30	6:00	6:30	7:00	7:30
26	Real People	Frasier	Friends	Mash	Taxi ✘	Square Pegs ✘
27	Father Murphy	News Special		Little House		Ponderosa
28	2001	Citizen Kane			Bonnie Clyde	
29	Nova		Nature		Frontline	
30	Baseball				•	→

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104

FIG. 8B